

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Disciplinary proceedings against Sri S. Brahmanandam, formerly Inspector of Police, Ramagundam Circle of Karimnagar District (now retired) – Appointment of Inquiring Authority and Presenting Officer – Orders – Issued.

HOME (SERVICES-I) DEPARTMENT

G.O.Rt.No. 481

Dated: 25/02/2009
Read the following:-

1. From the Director General of Police, A.P. Hyderabad, Letter Rc.No.536/Appeal-1/2005, dated 1.10.2007.
2. G.O.Ms.No.118, Home (Services-I) Department, dated 21.6.2008.
3. G.O.Rt.No.1181, Home (Services-I) Department, dated 21.6.2008.
4. From Sri S.Brahmanandam, Inspector of Police (Retired), written statement of defence dated 20.10.2008.

O-O-O

O R D E R:

The Director General of Police, A.P., Hyderabad, in his letter read 1st above, has requested the Government to initiate disciplinary action against Sri S.Brahmanandam, formerly Inspector of Police, Ramagundam Circle of Karimnagar District (now Retired), for his grave misconduct for filing a false charge sheet in Cr.No.63/99 of Ramagundam P.S. of Karimnagar District, without any base for claiming the compensation of Rs.1,50,000/- u/s 166 of M.V.Act.

2. Government, after careful examination of the entire matter, have observed that the false charge sheet was filed by the said retired Inspector of Police on 13.8.99 and subsequently he retired from service on 31.1.2003 on attaining the age of superannuation. The four years of time limitation specified under rule 9(2)(b)(ii) of A.P. Revised Pension Rules, 1980 has already expired. In view of the orders of District & Sessions Judge, Karimnagar, Government have decided to relax Rule 9(2)(b)(ii) of A.P. Revised Pension Rules, 1980, by invoking Rule-54 of A.P. Revised Pension Rules, 1980, and initiate disciplinary proceedings against Sri S.Brahmanandam, formerly Inspector of Police, Ramagundam of Karimnagar District (now retired) by following the procedure envisaged under Rule 20 of APCS (CC&A) Rules, 1991.

3. In the G.O. 2nd read above, sanction was accorded by relaxing the limitation period of four years under rule-9(2)(b)(ii) of A.P. Revised Pension Rules, 1980, for initiating disciplinary proceedings against Sri S.Brahmanandam, formerly Inspector of Police, Ramagundam of Karimnagar District (now retired).

4. In the G.O. 3rd read above, the following article of charge was served on Sri S.Brahmanandam, formerly Inspector of Police, Ramagundam of Karimnagar District (now retired), calling his written statements of defence thereon:-

"You exhibited grave misconduct in filing a false charge sheet in Cr.No.63/99 without any base claiming the compensation of Rs.1,50,000/- u/s 166 of M.V.Act and thereby violated rule-3 of APCS (Conduct) Rules, 1964".

5. In the reference 4th read above, the Charged Officer has submitted his written statement of defence, denying the charges framed against him.

6. Since the Charged Officer has not admitted the charge framed against him, the Government have decided to conduct oral enquiry against the said

Charged Officer by appointing Enquiry Officer and Presenting Officer under clause (b) and (c) of sub-rule 5 of Rule 20 of APCS (CC&A) Rules, 1991.

7. Now, therefore, Government in exercise of the powers conferred under sub-rule 2 read with clause (b) and (c) of sub-rule 5 of Rule 20 of APCS (CC&A) Rules, 1991 (CC&A) Rules, 1991, hereby appoint Dr. Subrendu Bhattacharya, IAS, Member COI, as the Inquiring Authority and Ms. K. Sridevi, Advocate, as the Presenting Officer to present the case before the Inquiring Authority.

8. The Presenting Officer appointed in para-7 above shall acquaint himself with the facts of the case by procuring the records relating to the case and present the case before the Inquiring Authority effectively on behalf of the Government. She shall also obtain and furnish records to the Inquiring Authority, if necessary, which are required during the course of enquiry.

9. The Inquiring Authority shall conduct enquiry strictly in terms of the procedure prescribed under Rule 20 of APCS (CC&A) Rules, 1991, Rules, 1991 and shall submit his report to the Government in terms of clause (ii) of sub-rule 18 of the said rules, as expeditiously as possible and however it shall not be more than two months from the date of issue of these orders.

10. The connected records in original are herewith enclosed and furnished to the Inquiring Authority in this case.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJOYENDRA PYAL
PRINCIPAL SECRETARY TO GOVERNMENT

To
Dr. Subrendu Bhattacharya, IAS, Member COI,
General Administration (COI.SB) Dept. (w.e)
Ms. K.Sridevi, Advocate
Flat No. 302, Poornima Mansion,
Street No.7, Vidyanagar, Hyderabad (w.e)
The Charged Officer concerned
through Director General of Police, A.P. Hyderabad
The Director General of Police, A.P. Hyderabad
SF/SC

// Forwarded :: by order //

SECTION OFFICER